

SEP 07 2006

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**FACSIMILE COVER LETTER**

**To:** Central Fax Center  
**Firm:** U.S. Patent and Trademark Office  
**Facsimile No.:** 571-273-8300  
**From:** William S. Frommer  
**Date:** September 7, 2006  
**Re:** Serial No. 10/673,712  
Attorney Docket 455610-2580.1  
**No. of Pages:** 8  
(including cover page)

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PATENT  
455610-2580.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Lawrence SALANT et al.  
Serial No. : 10/673,712  
For : METHOD AND APPARATUS FOR BIT ERROR RATE ANALYSIS  
Filed : September 29, 2003  
Examiner : Guertier MERANT  
Art Unit : 2191

745 Fifth Avenue  
New York, NY 10151  
Tel: 212-588-0800

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☒ No additional fee is required.  
☐ The fee has been calculated as shown below.  
☐ This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown in parentheses apply.

Claims as Amended

(1)	(2) Claims remaining after amendment	(3)	(4) Highest number previously paid for	(5) Present extra	(6) Rate	(7) Additional Fee
Total claims	18	Minus	** = 20	*0x	\$50 (25)	= \$0
Independent claims	2	Minus	*** = 3	*0x	\$200 (100)	= \$0
Total additional fee for this amendment						\$0

- \* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.  
\*\* If the highest number of total claims previously paid for is less than 20, write "20" in this space.  
\*\*\* If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

- ☐ This application contains a multiple dependent claim. The required fee of \$360(180) has been previously paid ☐ or is paid herewith ☐.
- ☐ This response is being filed within the \_\_\_ month following the expiration of the term originally set therefore. This is a petition to request a \_\_\_ month extension of time. A check covering the cost of the petition is enclosed.
- ☐ A check in the amount of \$ \_\_\_ is attached, which covers the cost of ☐ additional claims ☐ petition for extension of time.
- ☐ Charge \$ \_\_\_ to Deposit Account No. 50-0320.
- ☒ Please charge any additional fees incurred by reason of this response or credit any overpayment to Deposit Account No. 50-0320.

FACSIMILE

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LYDIE FITZSIMMONS

Type or print name of  
Person signing certification

*Lydie Fitzsimmons*  
Signature

September 7, 2006

Date of Signature

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP  
Attorneys for Applicants

By:

*William S. Frommer*  
William S. Frommer  
Reg. No. 25,906  
Tel: 212-588-0800

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SEP 07 2006

PATENT  
455610-2580.1**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Lawrence SALANT et al.  
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Patent and Trademark Office on the date shown below.

LYDIE FITZSIMMONS

\_\_\_\_\_  
Type or print name of  
person signing certification

  
\_\_\_\_\_  
Signature

September 7, 2006

\_\_\_\_\_  
Date of Signature

**RESPONSE TO OFFICE ACTION**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action mailed in the above-identified application on  
June 7, 2006. In light of the Remarks to follow, reconsideration and allowance of this  
application are respectfully solicited.